

ATTORNEY DOCKET NO.
091078.0554

PATENT APPLICATION
09/074,496

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James R. Albritton
Serial No.: 09/074,496
Filed: May 7, 1998
Group No.: 3679
Examiner: Michael P. Ferguson
Notice of Allowance Mailed: May 16, 2011
Confirmation No.: 2329
Title: *Breakaway Support Post for Highway Guardrail End Treatments*

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO REASONS FOR ALLOWANCE

Applicant appreciates the Examiner's allowance of Claims 37 and 40. Pursuant to 37 C.F.R. § 1.104, Applicant respectfully issues a statement commenting on the Examiner's reasons for allowance. Applicant respectfully disagrees with the Examiner's reasons for allowance to the extent that they are inconsistent with applicable case law, statutes, and regulations. Furthermore, Applicant does not admit to any characterization or limitation of the claims or to any characterization of a reference by the Examiner, particularly any that are inconsistent with the language of the claims considered in their entirety and including all of their constituent limitations.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicant


Chad C. Walters
Registration No. 48,022

Date: August 16, 2011
CUSTOMER NO. 05073